

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Pacific Gas and Electric Company
(U 39 E) for Authority to Increase Revenue
Requirements to Recover the Costs to Replace
Steam Generators in Units 1 and 2 of the Diablo
Canyon Power Plant.

Application 04-01-009
(Filed January 9, 2004)

ADMINISTRATIVE LAW JUDGE'S RULING REVISING SCHEDULE

On June 30, 2004, Pacific Gas and Electric Company (PG&E) filed a motion to revise the schedule, and requesting that an interim decision addressing cost-effectiveness and ratemaking issues be issued in December of this year. Since the motion is unopposed, and it does not appear that the proposed change in the schedule will disadvantage any party, I will make the schedule change.

Because of the long time between the conclusion of the scheduled hearings and briefs, and when a final decision is due, I believe an interim decision would not be inappropriate. However, I cannot commit to the requested date. I will endeavor to prepare an interim decision for the Commission's consideration as soon as possible. Such interim decision will address the cost effectiveness based on the record at that time. It may also address ratemaking issues. However, it will not approve or disapprove the project, guarantee recovery of any expenditures, or dictate the outcome of the Commission's environmental review.

The parties can facilitate an early interim decision by making their presentations in the record as clear and concise as possible. Clear, concise and well-organized briefs that follow a common outline will also help. In addition, a

jointly sponsored comparison exhibit, submitted after the hearings, that reflects the parties' positions on the issues would be very helpful.

As to the Environmental Impact Report (EIR), PG&E's cooperation with the Commission's staff and consultants will facilitate the process.

Therefore, **IT IS RULED** that:

1. The Schedule is:

Parties' testimony	August 3, 2004
Rebuttal testimony	August 23, 2004
Hearings	September 20-October 1, 2004
Opening briefs	October 22, 2004
Reply briefs	November 2, 2004
Final EIR released to public	April 12, 2005
Projected submission date	April 12, 2005
Presiding Officer's final decision	July 11, 2005
Final Commission Decision	September 9, 2005

2. The schedule is subject to change but, pursuant to Pub. Util. Code § 1701.5, the proceeding will be resolved within 18 months of the date of the Assigned Commissioner's Ruling and Scoping Memo dated June 24, 2004.

3. The evidentiary hearings will be held at the Commission Courtroom, State Office Building, 505 Van Ness Avenue, San Francisco, California. Hearings will begin at 10:00 a.m. on September 20 and 27, 2004, and at 9:30 a.m. on the other days.

Dated July 6, 2004, at San Francisco, California.

/s/ JEFFREY P. O'DONNELL

Jeffrey P. O'Donnell
Administrative Law Judge

CERTIFICATE OF SERVICE

I certify that I have by mail, and by electronic mail to the parties to which an electronic mail address has been provided, this day served a true copy of the original attached Administrative Law Judge's Ruling Revising Schedule on all parties of record in this proceeding or their attorneys of record.

Dated July 6, 2004, at San Francisco, California.

/s/ ANTONINA V. SWANSEN

Antonina V. Swansen

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to ensure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074, TTY 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.